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## VIA ECF

March 17, 2022

Judge Vernon S. Broderick  
United States District Court  
Thurgood Marshall United States Courthouse  
40 Foley Square, Room 415  
New York, NY 10007

**APPLICATION GRANTED  
SO ORDERED**   
**VERNON S. BRODERICK**  
**U.S.D.J.** 03/18/22

Re: In the Matter of arbitration:  
Union Square Limited v. Mr. Bar-B-Q Products LLC  
Case No. 1:21-cv-11032

## **Letter Motion to Strike ECF Nos. 50 and 51**

Dear Judge Broderick:

Yesterday Respondent Mr. Bar-B-Q Products filed a motion for summary judgment in view of its final payments to Petitioner Union Square Limited (“USL) as required under the Second Partial Final Award. ECF Nos. 48 (Notice) and 49 (Memorandum). In support of that motion, Respondent Mr. Bar-B-Q filed a Second DiMatteo Declaration and a Rule 56.1 Statement, ECF Nos. 50 and 51 respectively. Soon after filing those papers, counsel for Petitioner USL alerted us to the fact that the declaration and Rule 56.1 statement included confidential bank account information. Respondent Mr. Bar-B-Q immediately refiled the declaration and Rule 56.1 statement – ECF Nos. 52 and 53, respectively, and alerted ECF Quality Control to the error. Yesterday the Court’s ECF Quality Control personnel emailed counsel for Mr. Bar-B-Q stating that ECF Nos. 50 and 51 were sealed temporarily but that only the Court can have those documents permanently stricken or sealed.

In view of the above, counsel for Mr. Bar-Q respectfully request that this Court permanently strike from the record ECF Nos. 50 and 51.

Sincerely,

MARK B. STUMER & ASSOCIATES, P.C.



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/s/  
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